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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

SAUL SABINO,

Plaintiff-Pro Se,

-against-

City of New York, et al.,

Defendants.

BROOKLYN OFFICE

NOTICE OF MOTION TO AMEND  
COMPLAINT TO ADD  
DEFENDANT PURSUANT TO U.S.  
FEDERAL RULES OF CIVIL  
PROCEDURE RULE 15(a)(2)

Case No. 20-cv-05861

X

To: Honorable Eric R. Komitee, United States District Judge

STATEMENT OF FACTS

On or about June 04th, 2019, Plaintiff Sabino was been discharged from a [NYC Health & Hospital Corp.] Brooklyn New York Hospital, when the hospital was about to discharged Plaintiff, NYC NYPD Police officers said to Plaintiff Sabino, He was under arrest while still in the hospital bed, when asked why? Plaintiff was inform by the NYC NYPD Police Officers that he had an "active pending Parole Warrant".

Plaintiff politely said to the NYC-NYPD Police Officers that their Parole Warrant information was "invalid, an error, and totally WRONG". Since Plaintiff Sabino's "MAXIMUM EXPERATION DATE" was on "November 21th, 2018" the prior year, Plaintiff Sabino then "GAVE" NYC NYPD Police Officers his "New York State Department of Corrections & Community Supervision" INMATE IDENTIFICATION NUMBER #08-A-1148 and Plaintiff said to the NYC-NYPD Police Officers to please "CHECK" his inmate DIN Number in the NYS DOCCS website for "INMATE LOOKUP" the NYC NYPD POLICE OFFICERS "Decline and Refused" to simply check the online NYS INMATE LOOKUP to verify Plaintiff's Sabino's testimony and story.

Instead the NYC NYPD Police Officers took Plaintiff Sabino to NYC Department of Correction AMKC Facility at Rykers Island on June 04th, 2019, right from the hospital. Plaintiff Sabino was assigned an "INMATE Book & Case Number# 141-190-3106" By AMKC NYC Dépt. Of Correction and placed in the "Maximum Classification Housing Unit Cell Only Quad 6 Upper" called the "The DARK SIDE" where the Plaintiff Sabino "spent [illegally] 72 days unlawfully incarcerated in NYC Jail WITHOUT ANY TYPE OR FORM OF HEARING(S), NOR DID PLAINTIFF SEE, NOR SAW A JUDGE, NOR PRODUCE, AND NO LETTERS RECEIVED AS TO WHY HE WAS HELD AND DEPRIVED OF LIFE, AND LIBERTY "WITHOUT" any DUE PROCESS OF LAW", until finally released without any type of reasons on AUGUST 14th, 2019, See Attached, Exhibit A, "History of [Plaintiff's] Incarceration In the Custody of New York City Dept. of Correction, page 2 of 2, under Book & Case #141-190-3106 from June 04, 2019 to August 14, 2019 AMKC Total of 72days". U.S. Constitutional 14th Amendment & NYS Constitutional Article 1 Sec. 6 "Without" the RIGHT to "Due Process of Law" and negligences by NYC. Plaintiff humbly request this Court grants him "relief" for this GRAVE wrong done to him, by the City of New York the Defendants.

Sabino v. City of New York, et al., Case No. 20-cv-05861  
Declaration In Support of Motion To Amend Complaint To Add Defendant Pursuant To Fed R. Civ. Proc. Rule 15(a)(2) (EK)

DECLARATION OF SAUL SABINO

My name is Saul Sabino Plaintiff Pro Se, and I reside at 18-18 Hazen Street, East Elmhurst, NY 11370. I declare under penalty of perjury that all of the following is true and correct of my personal knowledge, and that if called as a witness in this matter, I could and would competently testify to each of the facts set forth herein and below:

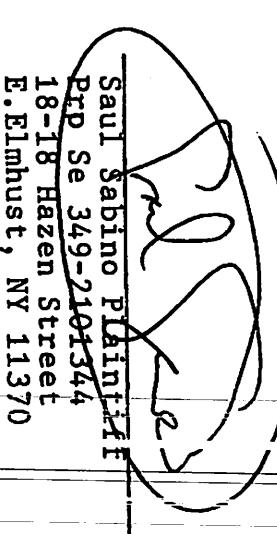
1. I am the Plaintiff Pro Se in this matter. I am therefore fully familiar with the facts and circumstances of this action.
2. This declaration is submitted in support of notice of Motion To Amend Complaint and To Add Defendant, to which this declaration is attached.
3. The original Complaint in this matter demanded judgment against Defendant for the amount of \$145,000. in damages or humbly whatever this Court deems fit, fair, and just.
4. The existence of Defendant's officially adopted policy, from New York Correction Law Section 500-c was part of the sole cause, injury, and deprivation to Plaintiff's U.S. Constitutional right to due process of law and other civil rights violated too. Since Defendant negligently failed to have adequate supervision of Plaintiffs wrongful-illegally detainment, and failed to release Plaintiff in a timely fashion upon knowledge of plaintiff's wrong-ful-illegal incarceration. The Statute does "NOT absolve" Defendant (City of New York) from liability for their negligence and wrcngf- ul acts.
5. Defendant was negligent and misfeasance in the performance of their duties. On the basis that Defendant knew of Plaintiff's wrongful-illegal incarceration within hours and days from the first day of June 04th, 2019 illegal Commitment to custody. Since the Plaintiff informed Defendant's NYC Dept. Of Correction AMKC and NYS Dept Of Corr & Community Supervision via "NYC Jail RECORDED-INMATE PHONE SERVICES" (Which can be Subpoena Per Rule 45) and via U.S.P.S. mail, Yet To No avail from Defendant both City of New York and NYS Dept. Of Corr & Community Supervision.
6. The Court can "see attached" on EXHIBIT A, "History of the Plaintiff's Incarceration in the Custody of New York City Dept. Of Corr. that" Plaintiff had NO Criminal Charges Detaining him during the 72 DAYS HELD FROM JUNE 04th, 2019 to August, 14, 2019" and to further Proof and VERIFY this CLAIM . Plaintiff humbly requests the COURT "ORDERS" Defendant(City Of New York) to produced 1.Jail Time records and Certificates Pursuant to NY Correction Law Sec.600-a; and 2. Records of Commitments and Discharges pursuant to New York Correction Law Sec.500-f which are kept "PERMANENTLY" by law.

Sabino v. City of New York, et al., Case No. 20-cv-05861  
Declaration in Support Of Motion To Amend Complaint To Add  
Defendant Per Fed R. Civ. Proc. Rule 15(a)(2)

7. This Motion to Amend will not cause undue delay as since discovery has not commenced in this matter. The changes in the Complaint could NOT possibly prejudice the Defendant in its ability to defend on the merits because the claims of amended Complaint arise out of the same transactions and facts and circumstances as set forth in the original complaint.

Dated June 28, 2022

CC: City of New York Counsel-  
Hon. Mostafa Khairy Esq.  
Corp. Counsel of City of New York  
100 Church St., Rm 3-208  
New York, NY 10007

  
Saul Sabino Plaintiff  
PP Se 349-2101344  
18-18 Hazen Street  
E. Elmhurst, NY 11370

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*Thank you May Hashem Bless You All.*

# **EXHIBIT A**



NEW YORK CITY DEPARTMENT OF CORRECTION  
Cynthia Brann, Commissioner

Laura S. Melo  
Senior Counsel | FOIL Office  
75-20 Astoria Boulevard  
East Elmhurst, New York 11370

718-544-0952  
Fax 718-274-6001

Apr 8, 2021

Saul Sabino B&C# 3492002006  
GRVC  
09-09 Hazen Street  
East Elmhurst, NY 11378

Dear Mr. Sabino,

This letter is to acknowledge and respond to the inquiry you sent to the New York City Department of Correction.

Please see attached history of your incarceration in the custody of New York City Department of Correction.

Your latest/ current incarceration started Aug 11, 2020.

Very truly yours,

  
Laura S. Melo  
Jail Time Coordinator  
Legal Division

New History NYSID Number Search (QNH#)

Discharged After April 25, 1990

Din = Days Incarcerated Total Per Record

Branch	Nysid #	Book&case#	Last Name	First Name	Admit Date	Din	Disc Date	Dom	Last
						No Public Record			
	01052307M	1410517369	SABINO	SAUL	20-SEP-06	253	30-MAY-07	GRV	
	01052307M	1410616680	SABINO	SAUL	24-DEC-05	46	07-FEB-06	GMD	
	01052307M	1410522070	SABINO	SAUL	11-AUG-15	74	23-OCT-15	GRV	
	01052307M	1411507840	SABINO	SAUL	23-JUN-18	33	25-JUL-18	AMK	
*	01052307M	1411803859	SABINO	SAUL	04-JUN-19	72	14-AUG-19	AMK	
	01052307M	1411903106	SABINO	SAUL	22-AUG-19	100	29-NOV-19	CIF	
	01052307M	4411904484	SABINO	SAUL	23-OCT-07	133	03-MAR-08	AMK	

20-cv-05861

Attention Clerk of the Court of E.D.N.Y. :

Due To Tampering and Extreme Censorship of Plaintiff  
Sabino's mail By NYC-AMKC Dept. of Corr Administration-  
& mailroom Sabino must sent his paperwork,-  
Motions, or legal letter to this Court in Someone else name-  
In order so it makes it to this Court; and not-  
to the trash or ~~garbage~~. Excuse me, but is the-  
ONLY way to afford me the right to continue  
litigating. Thank you for understanding. May you be bless.

Respectfully



June 28, 2022



Piano Part or for 3442201352  
PARK NYC Dept. of C.R.  
10-3 Hazeln St. N.Y.  
E. Manhattan N.Y. 11370

Check at the court • E. D. N.Y.  
225 Cadman Plaza East  
Brooklyn, N.Y. 11201

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